



**NOTICE OF APPEAL**  
**FROM THE PRIMARY EXAMINER TO THE**  
**BOARD OF PATENT APPEALS AND INTERFERENCES**

#18/Notice of appeal  
DKung AF/2800  
8-14-03

**PATENT APPLICATION**

Inventor(S) Chu, et al Case: 7-8  
Serial No. 09/964,227 Group Art Unit: 2822  
Filing Date 09/26/2002 Examiner: Vockrodt  
Title: Method And Structure For Modular Highly Linear MOS Capacitors Using Nitrogen Implantation

Date of Deposit 8-4-03  
I hereby certify that this Notice of Appeal is being deposited with the United States Postal Service "First Class Mail" on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
Mary V. Canto  
(Printed name of person mailing paper or fee)  
Mary V. Canto  
(Signature of person mailing paper or fee)

**ASSISTANT COMMISSIONER FOR PATENTS**  
**WASHINGTON, D. C. 20231**

SIR:

Applicant(s) hereby appeal(s) to the **Board of Patent Appeals and Interferences** from the decision dated May 2, 2003 of the Primary Examiner finally rejecting claims: 1-10, 12,13 and 15-18'.

The item(s) checked below are appropriate:

A Petition for Extension of Time for reply to the rejections is attached.  
 Please charge the amount of \$330.00 covering the Appeal Fee (37 CFR 1.17(2)), to **Agere Systems Deposit Account No. 501735**. Duplicate copy of this letter is enclosed.  
 Appeal Fee not required. (Fee was paid in prior Appeal.)

In the event of any non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 501735** as required to correct the error.

Please address all correspondence to **Docket Administrator , Agere Systems Inc., 4 Connell Drive, Room 4U-533C, Berkeley Heights, NJ 07922-2747.**

Ferdinand M. Romano

Ferdinand M. Romano  
Attorney for Applicant(s), Reg. No. 32752

Date: August 4, 2003

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